MANDATE

08-cv-38/3 (SH)

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AUG 28 2008

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

Z WINTON . . . .

LENNON, et al.,

Appellants,

-against-

PREMISE MEDIA CORPORATION, L.P., et al.,

Docket No. 08-2969-cv

Appellees.

The undersigned hereby stipulate that the above-captioned appeal is hereby withdrawn pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure, with Appellant to bear all costs due to the Court.

Appellees reserve their right to seek costs and fees in connection with the above-captioned appeal, and Appellants reserve all of their defenses and objections

Issued as Mandate:

to any such claim by Appellees for costs or fees in connection herewith.

Dated:

New York, New York

August 26, 2008

SHUKAT ARROW HAFER WEBER & HERBSMAN, L.L.P.

By:

Dorothy M. Weber (DW 4734)

Attorneys for Appellants

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Dated:

Stanford, California August 26, 2008

> STANFORD LAW SCHOOL CENTER FOR INTERNET & SOCIETY

By:

le Ahrens, Esq.

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SO ORDERED:

FOR THE COURT

Catherine O'Hagan Wolfe, Clerk of Court

Lisa J. Greenberg Staff Counsel

A TRUE COPY Catherine O'Hagan Wolfe, Clerk